



PROPOSED RULE MAKING

CR-102 (June 2012)

(Implements RCW 34.05.320)

Do **NOT** use for expedited rule making

Agency: Washington State Department of Agriculture

- ☒ **Preproposal Statement of Inquiry was filed as WSR 13-22-081; or**
☐ **Expedited Rule Making--Proposed notice was filed as WSR _____; or**
☐ **Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1).**

- ☒ **Original Notice**
☐ **Supplemental Notice to WSR _____**
☐ **Continuance of WSR _____**

Title of rule and other identifying information: (Describe Subject) Chapter 16-610, Livestock Brand Inspection

Hearing location(s):

Natural Resources Building
 1111 Washington St. SE
 First Floor, Conference Room 175
 Olympia, WA 98504

Central Washington University
 400 East University Way
 Sue Lombard Hall
 Ellensburg, WA 98926

Date: December 8, 2014
 Time: 12:30pm

Date: December 9, 2014
 Time: 11:00am

Submit written comments to:

Name: Teresa Norman
 Address: PO Box 42560
 Olympia, Washington 98504-2560
 e-mail: WSDARulesComments@agr.wa.gov
 fax: (360)902-2092 by 5:00pm December 9, 2014

Assistance for persons with disabilities: Contact

WSDA Receptionist by December 1, 2014

TTY (800) 833-6388 or 711

Date of intended adoption: December 30, 2014

(Note: This is **NOT** the **effective** date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

The department proposes to amend chapter 16-610 of the Washington Administrative Code (WAC) to:

- Eliminate the livestock inspection exemption for private sales of unbranded, female, dairy breed cattle involving fifteen head or less;
- Clarify the need for a certificate of permit to accompany transactions involving cattle not being moved out of state when presented for an inspection by the buyer; and
- Add the reference for the animal disease traceability fee to the cost of custom slaughter beef tags.

Reasons supporting proposal:

Animal Disease Traceability (ADT) in Washington relies on data collected mainly from two existing Department of Agriculture programs – our Livestock Inspection and Animal Health programs. While the Livestock Inspection program was historically created to verify ownership and protect assets, the information gathered by the program has become crucial for tracking in-state animal movement, something that is key for traceability. Any exemption undermines the integrity of animal disease traceability and the 15-head exemption knowingly leaves a big gap in traceability efforts, creating an unnecessary risk to our livestock industries.

Statutory authority for adoption: Chapter 16.57 RCW and chapter 34.05 RCW

Statute being implemented: Chapter 16.57 RCW

Is rule necessary because of a:

Federal Law? ☐ Yes ☒ No
 Federal Court Decision? ☐ Yes ☒ No
 State Court Decision? ☐ Yes ☒ No
 If yes, CITATION:
 Title 9 Code of Federal Regulations

DATE

October 22, 2014

NAME (type or print)

Lynn Briscoe

SIGNATURE

TITLE

Assistant Director

CODE REVISER USE ONLY

**OFFICE OF THE CODE REVISER
 STATE OF WASHINGTON
 FILED**

DATE: October 22, 2014

TIME: 8:14 AM

WSR 14-21-166

(COMPLETE REVERSE SIDE)

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None.

Name of proponent: (person or organization) Washington State Department of Agriculture

- ☐ Private
☐ Public
☒ Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Lynn Briscoe	Olympia	(360) 902-1804
Implementation....Lynn Briscoe	Olympia	(360) 902-1804
Enforcement.....David Bangart	Olympia	(360) 902-1946

Has a small business economic impact statement been prepared under chapter 19.85 RCW or has a school district fiscal impact statement been prepared under section 1, chapter 210, Laws of 2012?

☒ Yes. Attach copy of small business economic impact statement or school district fiscal impact statement.

A copy of the statement may be obtained by contacting:

Name: Dawn Grummer

Address: PO Box 42560, Olympia, Washington 98504-2560

Phone: 360-902-1987

Fax: 360-902-2087

e-mail: dgast@agr.wa.gov

☐ No. Explain why no statement was prepared.

Is a cost-benefit analysis required under RCW 34.05.328?

☐ Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

☒ No: Please explain: The Washington State Department of Agriculture is not a listed agency in RCW 34.05.328(5)(a)(i).